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16 BERNADINE GRIFFITH,
individually and on behalf of all
17 others similarly situated,
18 Plaintiff,
19 vs.
20 TIKTOK, INC., a corporation;
BYTEDANCE, INC., a
corporation
21 Defendants.
22

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Case No. 5:23-cv-00964-SB-E

**NOTICE OF VOLUNTARY DISMISSAL
WITHOUT PREJUDICE BY MATTHEW
RAUCH**

Assigned to Hon. Stanley Blumenfeld, Jr.

1 PLEASE TAKE NOTICE THAT pursuant to Rule 41(a) of the Federal Rules
2 of Civil Procedure, Plaintiff Mathew Rauch hereby voluntarily dismisses his claims
3 in the above-captioned action, without prejudice and without fees or costs to any
4 party, against all Defendants (TikTok Inc. and ByteDance, Inc.), and reserves his
5 rights as a member of any class that may be certified in this litigation. This
6 dismissal applies to Matthew Rauch only. The other plaintiffs, including Bernadine
7 Griffith, Rhonda Irvin, Patricia Shih, and Jacob Watters, remain in the case.

8 Mr. Rauch was first named as a plaintiff in the First Amended Complaint,
9 filed on October 20, 2023, [ECF No. 63] and was not named in the Initial
10 Complaint. [ECF No. 1] As no Defendant has served an answer to the First
11 Amended Complaint, or a motion for summary judgment in this proceeding,
12 dismissal without prejudice is appropriate without a court order under Fed. R. Civ.
13 P. 41(a)(1)(A)(i) and (a)(1)(B).

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1 Dated: December 4, 2023

2 By: /s/ Jonathan M. Rotter
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16 *Attorneys for Plaintiff Bernadine Griffith*

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that on this 4th day of December, 2023, a true and correct
3 copy of the foregoing document was served by CM/ECF to the parties registered to
4 the Court's CM/ECF system.

5 _____
6 *s/ Jonathan M. Rotter* _____
7 Jonathan M. Rotter